

7245

PLUTONIA GRAFIC BY COLIUM

DOCKETED
U-NPC

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'88 OCT 11 P4:47

Before the
ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)	October <u>6</u> , 1988
)	
PUBLIC SERVICE COMPANY OF)	Docket Nos. 50-443-OL - -
NEW HAMPSHIRE, et al,)	50-444-OL
)	
(Seabrook Station, Units 1 and 2))	Off-Site Emergency
)	Planning

TOWN OF AMESBURY'S FIRST SET OF INTERROGATORIES AND
REQUEST FOR THE PRODUCTION OF DOCUMENTS TO THE APPLICANTS
ON THE SEABROOK PLAN FOR MASSACHUSETTS COMMUNITIES (SPMC)

INSTRUCTIONS FOR USE

The following interrogatories are to be answered in writing and under oath by an employee, representative or agent of the Applicants with personal knowledge of the facts or information requested in each interrogatory. We remind you of your obligation to supplement answers to interrogatories, under 10 C.F.R. §2.740(e)(1) and (2).

All documents identified in answer to these interrogatories shall be produced within thirty (30) days at the offices of SHAINES & McEACHERN, P.A., 25 Maplewood Avenue, Portsmouth, New Hampshire. Alternatively, production of documents may be made within thirty (30) days by forwarding copies to the offices of SHAINES & McEACHERN, P.A., 25 Maplewood Avenue, Portsmouth, NH 03801.

8810180208 881006
PDR ADOCK 05000443
G PDR

DS03

The following definitions shall apply to these interrogatories:

1. "Document" shall mean any written or graphic matter or communication, however produced or reproduced and is intended to be comprehensive and include without limitation any and all correspondence, letters, telegrams, agreements, notes, contracts, instructions, reports, demands, memoranda, data, schedules, notices, work papers, recordings, whether electronic or by other means, computer data, computer printouts, photographs, microfilm, microfiche, charts, analyses, intra-corporate or intra-office communications, notebooks, diaries, sketches, diagrams, forms, manuals, brochures, lists, publications, drafts, telephone minutes, minutes of meetings, statements, calendars, journals, orders, confirmations and all other written or graphic materials of any nature whatsoever.

2. "Identify" with respect to any document shall mean to state the following respecting the document: its title, its date, the author of the document, the person to whom the document was sent, all persons who received or reviewed the document, the substance and nature of the document, and the present custodian of the document and of any and all copies of the document.

3. "Identify" with respect to any action, conduct, or matter shall mean state the following regarding any such action or conduct: the person or persons proposing and taking such action; the date such action was proposed and/or taken; all persons with knowledge or information about such action; the purpose or proposed effect of such

action; to identify any document recording or documenting such action, conduct or matter.

4. "Identify" when used in reference to a natural person means to set forth the following:

- (1) his name;
- (2) his last known residential address;
- (3) his last known business address;
- (4) his last employer;
- (5) his title or position;
- (6) his area of responsibility;
- (7) his business or profession;
- (8) if any of the above information is changed subsequent

to the time period referenced in a particular interrogatory, set forth in the answer, and label appropriately, current information as well as the information applicable to the time period referenced in the interrogatory.

5. "Identify" when used in reference to a corporation or other entity that is not a natural person shall mean to set forth the following:

- (1) the full name of such person, including its legal name and any assumed or trade names under which it transacts or has transacted business;

- (2) the nature or form of such a person, if known;

- (3) the address of its principal place of business or the principal place where such person is to be found;

(4) whether Applicants have or have had any relationship or affiliation with such person, its affiliates or subsidiaries, and, if so, a description of such relationship; and

(5) if any of the above information has changed subsequent to the time period referenced in a particular interrogatory, set forth in the answer, and label appropriately, current information as well as the information applicable to the time referenced in the interrogatory.

6. If Applicants object to or claim a privilege (attorney-client, work product, or other) with respect to any interrogatory or document request, in whole or in part, or seek to withhold documents or information because of the alleged proprietary nature of the data, please set forth all reasons and the underlying factual basis for the objection or claim of privilege in sufficient detail to permit the Licensing Board to determine the validity of the objection or claim of privilege. This description by Applicants should include with respect to any document: (1) author, addressor, addressee, recipients of indicated and "blind" copies together with their job titles; (2) date of preparation; (3) subject matter; (4) purpose of which the document was prepared; (5) all persons to whom distributed, shown, or explained; (6) present custodian; (7) all persons believed to have a copy of the document; and (8) the nature of the privilege or objection asserted. If an objection to any portion of an interrogatory or document request is made, the remaining portion, not deemed objectionable, shall be fully answered.

INTERROGATORIES

1. With respect to each contention and basis admitted by the Licensing Board regarding the SPMC, please provide the following information:

a. What is the Applicants' position with respect to each contention and basis? Identify the reasons for your position.

b. Identify all persons you may call as witnesses concerning the SPMC litigation; the particular contention or basis on which each will testify; the subject matter on which each will testify; the substance of each witness' testimony; the grounds for each opinion or testimony; and identify any documents, indicating the relevant portion and citation, that each witness will rely upon to support his testimony, and any documents which Applicants will offer into evidence through each witness.

c. Identify all persons on whose factual knowledge, opinions, or technical expertise you rely for your position on each contention and basis. For each, state the substance of the knowledge, opinions, or technical expertise that Applicants rely on.

2. Identify any portions of the SPMC that are under revision or are expected to be revised in the future. Identify the purpose, substance, and expected date of each revision.

3. Identify and produce all amended, supplemental or additional letters of agreement relied upon by Applicants for personnel, transportation, or other resources to implement the SPMC, and not previously served upon Intervenors.

4. Identify any letters of agreement that have been rescinded or abrogated.

5. State the total number of manned vehicles in each category that are necessary, in a severe, fast-break release, to implement the SPMC for the Town of Amesbury: buses, ambulances, special needs vehicles, other vehicles. Identify and produce all documents, and state every fact or opinion upon which you rely to support this answer.

6. State the total number of manned vehicles in each category that are available for actual use in a severe, fast-break release, to implement the SPMC for the Town of Amesbury: buses, ambulances, special needs vehicles, other vehicles. Identify and produce all documents, and state every fact or opinion upon which you rely to support this answer.

7. For all towns within the Massachusetts EPZ, including TOA, state the total number of manned vehicles necessary, in a severe, fast-break release, to implement the SPMC: buses, ambulances, special needs vehicles, other vehicles. Identify and produce all documents, and state every fact or opinion upon which you rely to support this answer.

8. For all towns within the Massachusetts EPZ, including TOA, state the total number of manned vehicles claimed available for actual use, in a severe, fast-break emergency, to implement the SPMC: buses, ambulances, special needs vehicles, other vehicles. Identify and

produce all documents, and state every fact or opinion upon which you rely to support this answer.

9. For each school located within the Town of Amesbury, state the total number of personnel in each category who are necessary, in a severe, fast-break release, to implement the SPMC and/or assist students in undertaking protective actions: teachers, school administrators, other school personnel, ORO personnel.-- For each category, identify under the SPMC, the particular actions or duties to be performed. Identify and produce every document, and state every fact or opinion, upon which you rely to support this answer.

10. For each school located within the Town of Amesbury, state the total number of personnel in each category who are available, in a severe, fast-break release, to implement the SPMC and/or assist students in undertaking protective actions: teachers, school administrators, other school personnel, ORO personnel. For each category, identify the particular actions or duties to be performed. Identify and produce every document, and state every fact or opinion, upon which you rely to support this answer.

11. For each school located within the Massachusetts EPZ, including those in TOA, state the total number of personnel in each category who are necessary, in a severe, fast-break release, to implement the SPMC and/or assist students in undertaking protective actions: teachers, school administrators, other school personnel, ORO personnel. For each category, identify under the SPMC, the particular actions or duties to be performed. Identify and produce every

document, and state every fact or opinion, upon which you rely to support this answer.

12. For each school located within the the Massachusetts EPZ, including those in TOA, state the total number of personnel in each category who are available, in a severe, fast-break release, to implement the SPMC and/or assist students in undertaking protective actions: teachers, school administrators, other school personnel, ORO personnel. For each category, identify the particular actions or duties to be performed. Identify and produce every document, and state every fact or opinion, upon which you rely to support this answer.

13. Identify and produce all documents, and provide all relevant citations to the SPMC, which explain or set forth emergency response plans or procedures for schools located within Massachusetts EPZ.

14. For each special needs facility, other than schools, located within the Town of Amesbury, including TOA Hospital, state the total number of personnel in each category necessary, in a severe, fast-break release, to implement the SPMC and/or assist those with special needs to undertake protective actions: doctors, nurses, other medical personnel, ORO personnel. For each category, identify the particular actions or duties to be performed. Identify and produce every document, and state every fact or opinion, upon which you rely to support this answer.

15. For each special needs facility, other than schools, located within the Town of Amesbury, including TOA Hospital, state the total

number of personnel in each category who are available for actual use, in a severe, fast-break release, to implement the SPMC and/or to assist those with special needs to undertake protective actions: doctors, nurses, other medical personnel, ORO personnel. For each category, state the particular actions or duties to be performed. Identify and produce every document, and state every fact or opinion, upon which you rely to support this answer.

16. Identify and produce all documents, and provide all relevant citations to the SPMC, which explain or set forth emergency response plans or procedures for special needs facilities, other than schools, located within the Town of Amesbury, including TOA Hospital.

17. State whether Applicants are in possession, or have knowledge, of any admissions by the Town of Amesbury and/or any of its officials, agents, employees or personnel regarding the SPMC and/or the adequacy or inadequacy of emergency planning for Town of Amesbury or the Seabrook EPZ. If you answer yes, identify and produce each such document and identify the person making each admission, its date, and substance.

18. Identify the procedure for determining specific resources available for actual use in the event of an emergency, as referenced at page 182 of APPLICANTS' RESPONSES TO INTERVENORS' CONTENTIONS ON THE SEABROOK PLAN FOR MASSACHUSETTS COMMUNITIES (SPMC), dated April 26, 1986, (hereinafter "Response"). Estimate the time necessary for completion of this procedure.

19. In its Response, Applicants state "the SPMC is structured on the theory that governmental agencies only are called upon to do what they would be required to do every day in the absence of an emergency at Seabrook." Response, p. 183. With respect to the Town of Amesbury, identify all TOA personnel which, under the SPMC, may be "called upon" in the event of an emergency at Seabrook Station. For each person, state the activity, function or service to be performed. Identify and produce all documents, and state all facts and opinions upon which Applicants rely to support their answer.

20. As referenced in 10 C.F.R. §50.47(c)(1)(iii)(B), identify the "best efforts" that, in Applicants' opinion, TOA will make in the event of a radiological emergency at Seabrook Station. Identify and produce all documents, and state all facts and opinions upon which Applicants rely to support this answer.

21. Identify and explain the training in traffic control provided to ORO staff who may staff traffic control points in an actual emergency.

22. Identify each ORO traffic guide with prior experience in traffic management or control. For each, state the nature and extent of experience.

23. Identify each ORO traffic guide who has been, or is presently, employed as a police officer.

24. For TOA, identify how each traffic control point in the SPMC and the number of traffic guides for each traffic control point, were determined.

25. Identify how traffic control point B-AM-06 will be managed or controlled in an actual emergency at Seabrook, including all relevant SPMC citations.

26. Identify and produce all documents (1) on which you rely to answer these interrogatories or (2) which Applicants intend to offer as exhibits in this proceeding for any purpose.

Respectfully submitted,

TOWN OF AMESBURY
By Its Attorneys,
SHAINES & McEACHERN
Professional Association

Dated: October 6, 1988

By



Matthew T. Brock
25 Maplewood Avenue
Portsmouth, NH 03801
(603) 436-3110

LOCKETED
11/10

'88 OCT 11 P4:47

CERTIFICATE OF SERVICE

OFFICIAL
DOCKET

I, Matthew T. Brock, one of the attorneys for the Town of Amesbury herein, hereby certify that on October 6, 1988, I made service of the foregoing document, TOWN OF AMESBURY'S FIRST SET OF INTERROGATORIES AND REQUEST FOR THE PRODUCTION OF DOCUMENTS TO THE APPLICANTS ON THE SEABROOK PLAN FOR MASSACHUSETTS COMMUNITIES (SPMC), by depositing copies thereof in the United States Mail, first class postage prepaid for delivery (or, where indicated, by Express Mail, prepaid) addressed to:

Ivan Smith, Esq., Chairman
Atomic Safety & Licensing Board
(Off-Site)
U.S. Nuclear Regulatory Commission
East West Towers Building
4350 East West Highway
Bethesda, MD 20814

Dr. Jerry Harbour
Atomic Safety & Licensing Board
(Off-site)
U.S. Nuclear Regulatory Comm.
East West Towers Building
4350 East West Highway
Bethesda, MD 20814

Judge Gustave A. Linenberger, Jr.
Atomic Safety & Licensing Board
(Off-Site)
U.S. Nuclear Regulatory Commission
East West Towers Building
4350 East West Highway
Bethesda, MD 20814

Atomic Safety & Licensing
Appeal Board Panel
U.S. Nuclear Regulatory Comm.
Washington, DC 20555

Adjudicatory File
Atomic Safety & Licensing Board
Panel Docket (2 copies)
U.S. Nuclear Regulatory Commission
East West Towers Building
4350 East West Highway
Bethesda, MD 20814

*Thomas Dignan, Esq.
George H. Lewald, Esq.
Kathryn A. Selleck, Esq.
Ropes & Gray
225 Franklin Street
Boston, MA 02110

Stephen E. Merrill, Esq.
George Dana Bisbee, Esq.
Office of the Attorney General
State House Annex
Concord, NH 03301

Carol S. Sneider, Esq.
Stephen H. Cleskey, Esq.
Allan R. Fierce, Esq.
Department of the Atty. General
One Ashburton Place
Boston, MA 02108

Diane Curran, Esq.
Andrea C. Ferster, Esq.
Harmon & Weiss
2001 S Street, N.W., Suite 430
Washington, DC 20009-1125

*Sherwin E. Turk, Esq.
Office of General Counsel
U.S. Nuclear Regulatory Commission
15th Floor - One White Flint North
11555 Rockville Pike
Rockville, MD 20852

Philip Ahrens, Esq.
Assistant Attorney General
Office of the Attorney General
State House, Station 6
Augusta, ME 04333

Jane Doughty
Seacoast Anti-Pollution League
5 Market Street
Portsmouth, NH 03801

William S. Lord, Chairman
Board of Selectman
Town of Amesbury
Town Hall, Friend Street
Amesbury, MA 01913

R. Scott Hill-Whilton
Lagoulis, Clark, Hill-Whilton
& McGuire
79 State Street
Newburyport, MA 01950

Ashod N. Amirian, Esquire
375 Main Street
Haverhill, MA 01830

Senator Gordon J. Humphrey
U.S. Senate
Washington, DC 20510
(Attn: Tom Burack)

*Richard R. Donovan
Federal Emergency Mgmt. Agency
Federal Regional Center
130 228th Street, S.W.
Bothell, Washington 98021-9796

Robert A. Backus, Esq.
Backus, Meyer & Solomon
111 Lowell Street
Manchester, NH 03105

Richard A. Hampe, Esq.
Hampe and McNicholas
35 Pleasant Street
Concord, NH 03301

Charles P. Graham, Esq.
Murphy & Graham
33 Low Street
Newburyport, MA 01950


H. Joseph Flynn, Esq.
Office of General Counsel
Federal Emergency Mgmt. Agency
500 C Street, S.W.
Washington, DC 20475

Judith H. Mizner, Esq.
79 State Street
2nd Floor
Newburyport, MA 01950

Senator Gordon J. Humphrey
One Eagle Square, Suite 507
Concord, NH 03301
(Attn: Herb Boynton)

Leonard Kopelman, Esquire
Barbara J. Saint Andre, Esquire
Kopelman & Paige, P.C.
77 Franklin Street
Boston, MA 02110

Robert R. Pierce, Esq.
Atomic Safety & Licensing Board
Panel
U.S. Nuclear Regulatory Comm.
East West Towers Building
4350 East West Highway
Bethesda, MD 20814


Matthew T. Brock

*UPS Next Day Air